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04 UNITED STATES DISTRICT COURT
05 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

06 CURTIS S. THOMPSON,) CASE NO. C05-2064-JLR-MAT
07 Plaintiff,)
08 v.) ORDER STAYING ACTION AND
09 OFFICER BURACH, et al.,) VACATING PRETRIAL
10 Defendants.) SCHEDULING ORDER
11

12 This is a civil rights action brought under 42 U.S.C. § 1983. On June 24, 2009, the
13 Court received from plaintiff a letter in which he indicated that he would soon be transferred
14 from the King County Jail to the Washington Department of Corrections. (*See* Dkt. 129.)
15 Plaintiff requested therein that the Court refrain from sending him any legal papers until he
16 notified the Court that he had arrived at his permanent facility. Plaintiff's letter was filed in
17 this action and in another pending action, C08-1065-JCC-JPD. The Court, in cause number
18 C08-1065-JCC-JPD, construed plaintiff's June 24, 2009, letter as a motion for a temporary stay
19 and ordered that that action be stayed pending plaintiff's transfer to a permanent location within
20 the Washington Department of Corrections. (C08-1065, Dkt. 35.) The Court also ordered
21 that the pretrial scheduling order be vacated. (*Id.*)

22 On September 14, 2009, this Court received a request from defendants to stay the instant

01 action and to vacate the current pretrial scheduling order. (*See* Dkt. 135.) Defendants' noted
02 therein the Order issued in cause number C08-1065-JCC-JPD and the impracticality of
03 proceeding with this action, which currently has a discovery deadline of October 12, 2009,
04 while plaintiff is in transit. (*Id.*) As it appears that it would, in fact, be impractical for this
05 action to go forward at the present time, a temporary stay is warranted.

06 Accordingly, the Court does hereby ORDER as follows:

07 (1) This action is STAYED pending plaintiff's transfer to his designated facility,
08 and the current pretrial scheduling order (Dkt. 128) is VACATED. Plaintiff is instructed to
09 notify the Court and defendants' counsel of his current address immediately upon arrival at his
10 permanent location. The parties are advised that the current stay will remain in effect for *not*
11 *longer than sixty (60) days* from the date of this Order. If plaintiff fails to provide the Court
12 and defendants' counsel with a current address within this time period, the Court will
13 recommend dismissal of the instant action for failure to prosecute.

14 (2) The Clerk shall send copies of this Order to plaintiff at the Washington
15 Corrections Center in Shelton, Washington¹, to counsel for defendants, and to the Honorable
16 James L. Robart.

17 DATED this 15th day of September, 2009.

18 

19 Mary Alice Theiler
20 United States Magistrate Judge
21

22 ¹ Plaintiff indicates in his June 24, 2009, letter that his Department of Corrections (DOC) number is 299085. Mail addressed to plaintiff at any DOC facility must clearly identify that number.